

**FRESNO CITY PLANNING COMMISSION
RESOLUTION NO. 13727**

The Fresno City Planning Commission, at its regular meeting on October 20, 2021 adopted the following resolution relating to Text Amendment Application No. P21-05185:

WHEREAS, on June 10, 2021 the Fresno City Council adopted Resolution No. 2021-162 to amend use regulations for off-site alcohol sales uses within the City of Fresno; and

WHEREAS, Text Amendment No. P21-05185 reinforces this resolution by revising the language in the Fresno Municipal Code (FMC) Sections 15-2706 of the Fresno Municipal Code, relating to use regulations for alcohol sales; and

WHEREAS, Government Code Section 65302.3(a) states that a county's or city's land use plans and regulations shall be consistent with an ALUCP; and

WHEREAS, this matter was considered by the Airport Land Use Commission on October 4, 2021 and unanimously recommended approval of the proposed text amendment; and

WHEREAS, the Citywide Development Code implements the General Plan by regulating land use within Fresno's City Limits; and

WHEREAS, the Planning Commission's regularly scheduled October 20, 2021, hearing on Text Amendment Application No. P21-05185 and the related environmental finding was duly noticed by publication in the *Fresno Bee* on October 8, 2021, the newspaper of greatest local circulation; and

WHEREAS, on October 20, 2021, the Fresno Planning Commission conducted a public hearing to consider Text Amendment Application No. No. P21-05185 and the related environmental finding; and,

WHEREAS, during the October 20, 2021, hearing, the Commission received and considered the Planning and Development Department's report recommending approval of the Text Amendment No. P21-05185 and the related environmental finding and provided the opportunity for consideration of testimony from the applicant and the public; and

WHEREAS, no members of the public spoke in support or opposition and staff did not receive any other correspondence in support or in opposition of the proposed text amendment; and

NOW, THEREFORE, BE IT RESOLVED that the Fresno City Planning Commission, based upon information presented at the hearing, finds in accordance with its own independent judgment that there is no substantial evidence in the record to indicate that the Text Amendment may have a significant effect on the environment as identified by, and evaluated within, Environmental Assessment No. P21-05185, and determined it is exempt from the California Environmental Quality Act (CEQA) pursuant to the common sense exemption that it can be seen with certainty that there is no possibility that the proposed text amendment may have a significant effect on the environment pursuant to CEQA Guidelines Section 15061(b)(3); and

BE IT FURTHER RESOLVED that the Fresno City Planning Commission finds that the approval of Text Amendment No. P21-05185 and the related environmental finding is consistent with the adopted Fresno General Plan, and the findings required pursuant to Section 66410 et.seq of the Government Code; and

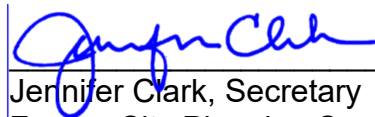
BE IT FURTHER RESOLVED that the Fresno City Planning Commission hereby recommends that the City Council approve Text Amendment Application No. P21-05185 and the related environmental finding.

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The foregoing Resolution was adopted by the Fresno City Planning Commission upon a motion by Chair Bray, seconded by Commissioner Diaz

VOTING: Ayes - Chair Bray, Diaz, Criner, Fuentes, Hardie, Wagner, Vang
 Noes - None
 Not Voting - None
 Absent - None

DATED: October 20, 2021



Jennifer Clark, Secretary
Fresno City Planning Commission

Resolution No. 13727
Text Amendment No. P21-05185
Environmental Assessment No. P21-05185
Action: Recommend Approval (to the City Council)